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Amendment No. 3 to HB0809

**Head
Signature of Sponsor**

AMEND Senate Bill No. 675

House Bill No. 809*

by deleting Section 1 of the bill as amended by budget subcommittee amendment no. 1 (draft 00578328) and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-5-601, is amended by adding the following language as a new appropriately designated subsection:

(e) The general assembly finds that any public utility property or commercial and industrial property that generates electricity using wind as its energy source is generally not capable of generating the same amount of electricity that competing generation properties are capable of producing using coal or other conventional energy sources and that the commercially competitive disadvantage of such generation property due to its dependence on the intermittent nature of wind as an energy source similarly evidences that its sound, intrinsic, and immediate economic value for all purposes under this chapter may not exceed its total installed costs. The general assembly finds that in valuing property that generates electricity using wind the assessor of property or the comptroller shall consider the kilowatts of power produced, the cost of producing a kilowatt hour, the income producing capability of the property and the installation costs. The general assembly further finds that unless the aforementioned findings are considered in the determination of the sound, intrinsic, and immediate economic value of such property for all purposes under this chapter, investment in property to generate electricity using wind as its energy source will be unreasonably discouraged, denying the citizens of this state the environmental benefits associated with the greater use of wind, as a

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renewable energy source, for electric power generation. The assessor of property in assessing any such commercial and industrial property or the comptroller in assessing any such public utility property, which generates electricity using wind as its energy source, shall take these findings by the general assembly into account in determining the sound, intrinsic, and immediate economic value of such property, when the property is initially appraised and each time the property is reappraised.